

IN The DISTRICT court of The United STATE
 middle DISTRICT OF ALABAMA
 RECEIVED

Billy Gay Allis

V

Gwendolyn Mosley et al

2007 MAR 20 A 9:50

3:05-CV-1228F

WILKIE P. HACKETT
 U.S. DISTRICT COURT
 MIDDLE DISTRICT ALA

Motion To Comper Respondant
 To Comply With LAW & STATUTES

INTo This court come Billy Allis (Allis) by And Thru
 him self And would now move This Hon. court And
 The magistrate To ISSUE ON ORDER compelling
 Respondants To come into COMPLIANCE With The
 CLEARLY ESTABLISHED FEDERAL LAW AND STATUTES
 GOVERNING Hebeas ACTION see Bundy-V-Wainwright
 808 F 2d 1410 (11th CIR. 1987) 28 USE § 2249 PLUS Rule
 GOVERNING Habeas Proceeding § 2254 Rule 4 IN 5
 And Rule 5 808 F 2d At 2 & 808 F 2d At 8. Allis would
 seek This motion PURSUANT to the PRIOR CLEARLY
 ESTABLISHED FEDERAL LAW PURSUANT to The GROSS
 NON-COMPLIANCE to these LAW & STATUTE by
 Respondant & CLEARLY bring INTO Question! Did
 RANDOLPH County Circuit Court & Ruly have
 JURISDICTION to ARREST try And CONVICT And
 Sentence Allis To PRISON?

Clearly The STATE Refusal To Submit A Certified Copy of ^(A) The Alleged Indictment No JG 66 case CC-90-7, JG 67-68, CC-90-8" To Not Only This Court but ALSO The Court of CRiminal Appeal! CR-05-1953" ^(B) A Certified copy of the Colloque of The Plea Hearing!

The Clearly Established Federal LAW + STATUTE 808 F2d At 8. Where in God bold holds!

The obligation To Come FORWARD With The STATE COURT RECORD IS SQUARLY UPON The RESPONDANT "PLUS

IF The Record is incomplete The COURT ON it own motion OR ON motion by Petitioner ORDER it Complete d

ALLS would ALSO Now Submit The Following Factual CLAIM before This COURT

- The total LACK of AN indictment being A PART of The Respondant Evidence in

Their Show CAUSE ANSWER RAises A very big Question? WAS ALLS Ever indicted? IF Not he is Falsely imPRisoned!

Clearly A Silent Record hold that The Alleged Act never happened see CANTU -V- STATE

660 So 2d 1026 PLUS HARRIS -V- STATE 814 So 2d 1005! With out A Documented Record being Presented to Uphold the Bare Bone Claim The Respondant, Clearly NO Rational Trier of Fact could OR would Find AINS Guilty of Any Crime with out And indictment being A PART of The Evidence There is NO PRIMA FACIE CASE UPON which To Base The Conviction And Sentence.

AINS would now by This instant motion ALSO ASK THAT This COURT Issue The Requested Order Compelling The Respondant to SUPPLIMENT The Record now, ALSO IF The Respondant Do not OR will not SUPPLIMENT the Requested certified copies of The Record on All Parties with in 14 days hence SAID ORDER that This Hon. Court GRANT AINS Petition And order his Release From PRISON.

Respectfully Submitted

Billy Ains
Billy AINS Proise

CC File

Certificate of Service

A copy of this motion

Served upon Respondant

Executed 3-19-07

Billy AINS.
Easterling CF.
200 WALLACE DR.
CLIO, ALA.
36017

AIS 161437
D-1-18A

LEGAL MAIL

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19 MAR 2007 PM 3 T.

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